The Library of Congress'

***EARLY STATE RECORDS PROJECT***

converted from the original microfilm held by the
Vincent C. Immel Law Library, Saint Louis University

through the generous support of a grant from the

Council on Library and Information Resources

July 16, 1849 the first session of legislature of territory of Oreg. convened Adopted code of Iowa 1843 with few amendments. Publication was never effected and this "Big Blue Book" served as code until the Twenty Acts were published in 1850.

# REVISED STATUTES

OF THE

# TERRITORY OF IOWA,

REVISED AND COMPILED BY A JOINT COMMITTEE OF THE LEGISLATURE—SESSION 1842-'43,

AND ARRANGED BY

THE SECRETARY OF THE TERRITORY.

PUBLISHED BY AUTHORITY.

IOWA CITY
PRINTED BY HUGHES & WILLIAMS
1843.

SECRETARY'S OFFICE,
JULY 1, 1843.

I now hereby certify that the Acts and Resolutions, hereinafter published have been compared with the copies on file in this Office, and that they correspond in every respect with said copies.

O. H. W. STULL,
Secretary of Iowa Territory.

# TABLE OF CONTENTS.


| | Page. |
|---|---|
| Declaration of Independence, | 1 |
| Constitution of the United States, | 6 |
| Amendments to the Constitution of the U. S. | 19 |
| Ordinance of 1787, | 23 |
| Organic Law, | 30 |
| Amendments to the Organic Law, | 39 |
| Treaty of Cession of Louisiana, | 41 |

STATUTES OF IOWA

| | |
|---|---|
| Chapter 1 —Abatement | 47 |
| " 2 —Apprentices, &c. | 49 |
| " 3.—Amendments and Jeofails, | 52 |
| " 4.—Arbitrators and Referees, | 57 |
| " 5.—Agriculture, | 60 |
| " 6.—Agriculture and Domestic Manufactures, | 63 |
| " 7.—Agent, | 65 |
| " 8.—Territorial Agent, | 67 |
| " 9.—Territorial Agent, | 68 |
| " 10.—Legislative Assembly, | 70 |
| " 11.—Legislative Assembly, | 71 |
| " 12.—Legislative Assembly, | 73 |
| " 13.—Legislative Assembly, | 74 |
| " 14.—Attorneys. | 74 |

Page

Chapter 15.—Attorneys, - - - - 75
" 16.—Attachments, - - - 77
" 17.—Auditor, &c. - - - 84
" 18.—Auditor and Treasurer, - - 88
" 19.—Auctioneers, - - - 89
" 20.—Acts Amended, - - - 89
" 21.—Bail, - - - - 91
" 22.—Banking Associations, - - 97
" 23.—Bills of Exchange, - - - 97
" 24.—Blacks and Mulattoes, - - 98
" 25.—Boats and Vessels, - - - 100
" 26.—Bonds, &c. - - - 104
" 27.—Chancery, - - - 105
" 28.—Constables, - - - 118
" 29.—County Commissioners, - - 120
" 30.—County Commissioners, - - 120
" 31.—County Commissioners, - - 121
" 32.—County Commissioners, - - 128
" 33.—Unorganized Counties, - - - 130
" 34.—Unorganized Counties, - - 131
" 35.—Courts, - - - - 135
" 36.—Courts of Probate, - - 135
" 37.—Courts of Probate, - - - 137
" 38.—Courts, - - - 138
" 39.—Courts, - - - - 139
" 40.—Courts, - - 140
" 41.—Courts, - - - - 141
" 42.—Courts, - - - 141
" 43.—Supreme Courts, - - - 142
" 44.—Courts, - - - 143
" 45.—Courts, - - - - 144
" 46.—Jurisdiction of Courts, - - 144
" 47.—Courts, - - - - 148
" 48.—Courts, - - - 162

| | | Page. |
|---|---|---|
| Chapter 49.— | Crimes and Punishments, | 162 |
| " 50.— | Crimes and Punishments, | 194 |
| " 51.— | Coroners, | 194 |
| " 52.— | Illegitimate Children, | 198 |
| " 53.— | Carriers, | 201 |
| " 54.— | Conveyances, | 202 |
| " 55.— | Crimes and Misdemeanors, | 211 |
| " 56.— | Costs and Fees, | 212 |
| " 57.— | Depositions, | 225 |
| " 58.— | District Prosecutors, | 230 |
| " 59.— | Electoral Districts, | 232 |
| " 60.— | Electoral Districts, | 233 |
| " 61.— | Distribution Law, | 234 |
| " 62.— | Debts of Territory, | 234 |
| " 63.— | Imprisonment for Debt, | 235 |
| " 64.— | Dogs, | 237 |
| " 65.— | Divorce and Alimony, | 237 |
| " 66.— | Education, | 242 |
| " 67.— | Foreign Executors, | 243 |
| " 68.— | Elections, | 244 |
| " 69.— | Right, | 257 |
| " 70.— | Ejectment, | 258 |
| " 71.— | Evidence, | 261 |
| " 72.— | Ferries. | 263 |
| " 73.— | Ferries, | 264 |
| " 74.— | Fugitives from Justice, | 268 |
| " 75.— | Frauds, | 270 |
| " 76.— | Gaming, | 273 |
| " 77.— | Habeas Corpus, | 277 |
| " 78.— | Insane Persons, | 285 |
| " 79.— | Insane Persons, | 287 |
| " 80.— | Indians, | 292 |
| " 81.— | Interest, | 293 |
| " 82.— | Immoral Practices, | 294 |

Page.

Chapter 83.—Jurors, - - - - 296
" 84.—Jurisdiction, - - - 300
" 85.—Foreign Jurisdiction, - - - 301
" 86.—Justices of the Peace, - - 302
" 87.—Landlord and Tenants, - - 370
" 88.—Grocery License, - - - 373
" 89.—Librarian, - - - 375
" 90.—Laws, - - - 377
" 91.—Laws, - - - - 378
" 92.—Mechanics Liens, - - 380
" 93.—Limitation of Suits, - - - 383
" 94.—Limitation of Suits, - - 384
" 95.—Purchase of Lands, - - - 387
" 96.—Militia, - - - 387
" 97.—Militia, - - - - 396
" 98.—Militia, - - - 429
" 99.—Minors, Orphans and Guardians. - - 430
" 100.—Marriages, - - - 434
" 101.—Marriages, - - - 437
" 102.—Mills and Millers, - - - 437
" 103.—Mortgages, - - - 442
" 104.—*Ne Exeat* and Injunctions, - - 445
" 105.—Notaries Public, - - 449
" 106.—Promissory Notes, &c., - - 451
" 107.—Oaths and affidavits, - - 455
" 108.—Public Lands, - - - 456
" 109.—Public Lands, - - - 457
" 110.—Partition, - - - 458
" 111.—Practice, - - - 466
" 112.—Practice, - - - 466
" 113.—Partnerships, - - - 478
" 114.—Penitentiary, - - - 483
" 115.—Penitentiary, - - - 487
" 116.—Penitentiary, - - - 489

Page

Chapter 117.—Petition, - - - - 486
" 118.—Poor, - - - - 490
" 119.—Poor Houses, - - - 494
" 120.—Public Printing, - - - 498
" 121.—Prairies, - - - 501
" 122.—Quo Warranto, - - - 504
" 123.—Roads, - - - 511
" 124.—Roads and Highways, - - - 512
" 125.—Roads and Highways, - - 519
" 126.—Right, - - - - 526
" 127.—Replevin, - - 534
" 128.—Religious Societies, - - - 538
" 129.—Religious Societies, - - 539
" 130.—Repeal, - - - 540
" 131.—Recorders, - - - 541
" 132.—Revenue, - - - 544
" 133.—Securities, - - - 565
" 134.—Securities, - - - 567
" 135.—Securities, - - 568
" 136.—Steamboats, - - - 569
" 137.—Construction of Statutes, - 572
" 138.—Authentication of Statutes, - 575
" 139.—Sheriffs, - - - 576
" 140.—Common Schools, - - - 583
" 141.—School Lands, - - 595
" 142.—Superintendent Public Buildings, - - 597
" 143.—Superintendent of Public Instruction, - 601
" 144.—Supervisors, - - - - 602
" 145.—Stallions and Jacks, - - 602
" 146.—County Surveyors, - - - 604
" 147.—Town Plats, - - - 607
" 148.—Territorial Treasurer, - - - 610
" 149.—County Treasurers, - - 611
" 150.—Trespassing Animals, &c., - - 614

Page.

Chapter. 151.—Road Tax, - - - - 616
" 152.—Townships, - - - - - 617
" 153.—Venders of Provisions, - - - 625
" 154.—Vagrants, - - - - - 626
" 155.—Valuation Law, - - - - 628
" 156.—Venue, - - - - - 638
" 157.—Waste, - - - - - 642
" 158.—Water Crafts, Lost Goods, and Estrays, - 644
" 159.—Wolves, - - - - - 653
" 160.—Weights and Measures, - - 654
" 161.—Worshipping Congregations, - - 657
" 162.—Wills, Administrators, &c., - - 658

JOINT RESOLUTIONS, - - - - 727

TITLES OF ACTS, - - - - 731

APPENDIX, - - - - - 739
Naturalization of Aliens, - - - 739
Explanation of Technical Terms, - - 745

INDEX. - - - - - 749